

**APPLICATION FOR PERMIT  
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA**

Date of filing in State Engineer's Office..... DEC 5 1989

Returned to applicant for correction..... DEC 27 1989

Corrected application filed.....

Map filed..... JAN 8 1990

The applicant..... Elko Blacksmith Shop, Inc.

P. O. Box 510....., of Elko.....  
Street and No. or P.O. Box No. City or Town

Nevada 89801....., hereby make<sup>s</sup> application for permission to appropriate the public  
State and Zip Code No.

waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)..... 1979, Nevada

1. The source of the proposed appropriation is..... Spring  
Name of stream, lake, spring, underground or other source

2. The amount of water applied for is..... 0.01 cfs.....second-feet  
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet.....

3. The water to be used for..... Stockwater  
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

4. If use is for:

(a) Irrigation, state number of acres to be irrigated.....

(b) Stockwater, state number and kinds of animals to be watered..... 350 Cattle

(c) Other use (describe fully under "No. 12. Remarks").....

(d) Power:

(1) Horsepower developed.....

(2) Point of return of water to stream.....

5. The water is to be diverted from its source at the following point..... NW 1/4 SE 1/4 of Section 36, T 30 N,  
Describe as being within a 40-acre subdivision of public

R 54 E, MDB & M., at a point from which the SE corner of said Section 36 bears  
survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.

S 42° 03' 00" E, 2500.00 feet.

6. Place of use..... NW 1/4 SE 1/4 of section 36, T 30 N, R 54 E, MDB & M.  
Describe by legal subdivision. If on unsurveyed land, it should be so stated.

7. Use will begin about..... January 1..... and end about..... December 31....., of each year.  
Month and Day Month and Day

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.)..... Improve Spring, Pipeline and Trough  
State manner in which water is to be diverted, i.e. diversion structure, ditches and

flumes, drilled well with pump and motor, etc.

9. Estimated cost of works..... \$10,000

10. Estimated time required to construct works..... 3 years  
 If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use..... 5 years

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

BOYACK SURVEYING, AGENT

By s/Robert E. Morley

Robert E. Morley

515 South Fifth Street

Elko, Nevada 89801

Compared pm/jm am/se

Protested 3/16/90 by BLM

Pro. Overruled 12/17/90

See Ruling #3759

APPROVAL

OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the period of use and the average number of livestock served from the waters of this source. The State retains the right to regulate the use of the water herein granted at any and all times but does not take responsibility for the use of the Federal range.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

This permit is subject to the condition that the permittee must ensure that wildlife which have customarily used such water will have access thereto, NRS 533.367.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is issued subject to the State Engineer's Ruling No. 3759 dated December 17, 1990.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed..... 0.011 cubic feet per second..... or sufficient to water 350 head  
of cattle.

Work must be prosecuted with reasonable diligence and be completed on or before..... January 30, 1993

Proof of completion of work shall be filed on or before..... March 2, 1993

Application of water to beneficial use shall be made on or before..... January 30, 1996

Proof of the application of water to beneficial use shall be filed on or before..... March 2, 1996

Map in support of proof of beneficial use shall be filed on or before..... N/A

Completion of work filed..... MAR 22 1993

Proof of beneficial use filed..... MAR 22, 1996

Cultural map filed.....

Certificate No. 14318 Issued 05-15-96

IN TESTIMONY WHEREOF, I R. MICHAEL TURNIPSEED, P.E.

State Engineer of Nevada, have hereunto set my hand and the seal of my

office, this..... 30th day of..... January

A.D. 19..... 91

*[Signature]*  
 State Engineer